

(1) be publicly accessible to enrollees, prospective enrollees, and others without necessity of providing a password, a user name, or personally identifiable information;

(2) allow consumers to electronically search formulary information by the name under which the *individual* health benefit plan is marketed; and

(3) be accessible through a direct link that is displayed on each page of the formulary disclosure that lists each drug as required under Subsection (c).

Sec. 1369.080 [1369.0544]. FORMULARY INFORMATION PROVIDED BY TOLL-FREE TELEPHONE NUMBER. In addition to providing the information described by Section 1369.079(d)(1) in the manner required by Section 1369.079 [1369.0543(d)(1)], a health benefit plan issuer may make the information available to enrollees, prospective enrollees, and others through a toll-free telephone number that operates at least during normal business hours.

SECTION 3. The changes in law made by this Act apply only to a health benefit plan that is delivered, issued for delivery, or renewed on or after September 1, 2017. A health benefit plan delivered, issued for delivery, or renewed before September 1, 2017, is governed by the law as it existed immediately before the effective date of this Act, and that law is continued in effect for that purpose.

SECTION 4. This Act takes effect September 1, 2017.

Passed by the House on April 6, 2017: Yeas 144, Nays 0, 1 present, not voting; passed by the Senate on May 12, 2017: Yeas 31, Nays 0.

Approved May 26, 2017.

Effective September 1, 2017.

PROSECUTION OF AND PUNISHMENT FOR THE OFFENSE OF CRIMINAL MISCHIEF INVOLVING PROPERTY USED FOR FLOOD CONTROL PURPOSES OR A DAM

CHAPTER 136

H.B. No. 1257

AN ACT

relating to the prosecution of and punishment for the offense of criminal mischief involving property used for flood control purposes or a dam.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 28.03(b), Penal Code, is amended to read as follows:

(b) Except as provided by Subsections (f) and (h), an offense under this section is:

(1) a Class C misdemeanor if:

(A) the amount of pecuniary loss is less than \$100; or

(B) except as provided in Subdivision (3)(A) or (3)(B), it causes substantial inconvenience to others;

(2) a Class B misdemeanor if the amount of pecuniary loss is \$100 or more but less than \$750;

(3) a Class A misdemeanor if:

(A) the amount of pecuniary loss is \$750 or more but less than \$2,500; or

(B) the actor causes in whole or in part impairment or interruption of any public water supply, or causes to be diverted in whole, in part, or in any manner, including installation or removal of any device for any such purpose, any public water supply, regardless of the amount of the pecuniary loss;

(4) a state jail felony if the amount of pecuniary loss is:

(A) \$2,500 or more but less than \$30,000;

(B) less than \$2,500, if the property damaged or destroyed is a habitation and if the damage or destruction is caused by a firearm or explosive weapon;

(C) less than \$2,500, if the property was a fence used for the production or containment of:

(i) cattle, bison, horses, sheep, swine, goats, exotic livestock, or exotic poultry; or

(ii) game animals as that term is defined by Section 63.001, Parks and Wildlife Code; or

(D) less than \$30,000 and the actor:

(i) causes wholly or partly impairment or interruption of *property used for flood control purposes or a dam or of* public communications, public transportation, public gas or power supply, or other public service;[;] or

(ii) causes to be diverted wholly, partly, or in any manner, including installation or removal of any device for any such purpose, any public communications or public gas or power supply;

(5) a felony of the third degree if the amount of the pecuniary loss is \$30,000 or more but less than \$150,000;

(6) a felony of the second degree if the amount of pecuniary loss is \$150,000 or more but less than \$300,000; or

(7) a felony of the first degree if the amount of pecuniary loss is \$300,000 or more.

SECTION 2. The change in law made by this Act applies only to an offense committed on or after the effective date of this Act. An offense committed before the effective date of this Act is governed by the law in effect on the date the offense was committed, and the former law is continued in effect for that purpose. For purposes of this section, an offense was committed before the effective date of this Act if any element of the offense occurred before that date.

SECTION 3. This Act takes effect September 1, 2017.

Passed by the House on March 22, 2017: Yeas 146, Nays 0, 1 present, not voting;
passed by the Senate on May 18, 2017: Yeas 30, Nays 0.

Approved May 26, 2017.

Effective September 1, 2017.

A PHOTOGRAPH ON A DRIVER'S LICENSE

CHAPTER 137

H.B. No. 1345

AN ACT

relating to a photograph on a driver's license.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 521.121(a), Transportation Code, is amended to read as follows:

(a) The driver's license must include:

- (1) a distinguishing number assigned by the department to the license holder;
- (2) a ~~color~~ photograph of the entire face of the holder;
- (3) the full name and date of birth of the holder;
- (4) a brief description of the holder; and
- (5) the license holder's residence address or, for a license holder using the procedure